

Fill in this information to identify your case:

United States Bankruptcy Court for the:

DISTRICT OF NEW JERSEY

Case number (if known) Chapter 11

☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name Tomia Beauty Brands LLC

2. All other names debtor used in the last 8 years

Include any assumed names, trade names and doing business as names

3. Debtor's federal Employer Identification Number (EIN) 46-5630011

4. Debtor's address Principal place of business Mailing address, if different from principal place of business

126 5th Avenue, 15th Floor
New York, NY 10011

Number, Street, City, State & ZIP Code

New York

County

P.O. Box, Number, Street, City, State & ZIP Code

Location of principal assets, if different from principal place of business

40 Saw Mill Pond Road Edison, NJ 08817

Number, Street, City, State & ZIP Code

5. Debtor's website (URL)

6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify:

Debtor **Tomia Beauty Brands LLC**
Name

Case number (if known)

7. Describe debtor's business**A. Check one:**

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. Check all that apply

- ☐ Tax-exempt entity (as described in 26 U.S.C. § 501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

4561**8. Under which chapter of the Bankruptcy Code is the debtor filing?****Check one:**

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. **Check all that apply:**

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☒ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11.** If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District _____
District _____When _____
When _____Case number _____
Case number _____

Debtor **Tomia Beauty Brands LLC**
Name

Case number (if known)

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?
- ☒ No
☐ Yes.

List all cases. If more than 1, attach a separate list

Debtor

District

When

Relationship

Case number, if known

11. Why is the case filed in this district?

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?

☒ No

☐ Yes.

Answer below for each property that needs immediate attention. Attach additional sheets if needed.

Why does the property need immediate attention? (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?

- ☐ It needs to be physically secured or protected from the weather.

- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

- ☐ Other

Where is the property?

Number, Street, City, State & ZIP Code

Is the property insured?

☐ No

☐ Yes. Insurance agency

Contact name

Phone

Statistical and administrative information

13. Debtor's estimation of available funds

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

☒ 1-49

☐ 50-99

☐ 100-199

☐ 200-999

☐ 1,000-5,000

☐ 5001-10,000

☐ 10,001-25,000

☐ 25,001-50,000

☐ 50,001-100,000

☐ More than 100,000

15. Estimated Assets

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☒ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

16. Estimated liabilities

☐ \$0 - \$50,000

☒ \$1,000,001 - \$10 million

☐ \$500,000,001 - \$1 billion

Debtor	Tomia Beauty Brands LLC	Case number (if known)
Name		
	<input type="checkbox"/> \$50,001 - \$100,000	<input type="checkbox"/> \$10,000,001 - \$50 million
	<input type="checkbox"/> \$100,001 - \$500,000	<input type="checkbox"/> \$50,000,001 - \$100 million
	<input type="checkbox"/> \$500,001 - \$1 million	<input type="checkbox"/> \$100,000,001 - \$500 million
		<input type="checkbox"/> \$1,000,000,001 - \$10 billion
		<input type="checkbox"/> \$10,000,000,001 - \$50 billion
		<input type="checkbox"/> More than \$50 billion

Debtor **Tomia Beauty Brands LLC**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures

WARNING -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **August 13, 2023**
MM / DD / YYYY

X /s/ Jennifer Kapahi
Signature of authorized representative of debtor

Title **Manager**

Jennifer Kapahi
Printed name

18. Signature of attorney

X /s/ Todd E. Duffy
Signature of attorney for debtor

Date **August 13, 2023**
MM / DD / YYYY

Todd E. Duffy
Printed name

DuffyAmedeo LLP
Firm name

132 West 31st Street
9th Floor
New York, NY 10001

Number, Street, City, State & ZIP Code

Contact phone **(212) 729-5832**

Email address **tduffy@duffyamedeo.com**

Bar number and State

Fill in this information to identify the case:

Debtor name **Tomia Beauty Brands LLC**
 United States Bankruptcy Court for the: **DISTRICT OF NEW JERSEY**
 Case number (if known): _____

☐ Check if this is an amended filing

Official Form 204

Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Clearco 1200-33 yonge street Toronto Ontario Canada m5E1G4						\$77,000.00
Decathalon 1441 W Ute Blvd Ste 240 Park City, UT 84098				\$500,000.00	\$0.00	Unknown
Intercos SPA via Marconi, 84 20864 agrate brianza MB Italy						\$666,120.00
MYC China 1200-33 yonge street Suzhou industrial park china 21526						\$312,166.00
Paypal 2211 N 1st Street San Jose, CA 95131						\$141,902.00
SBA 409 3rd Street SW Washington, DC 20416						\$150,000.00
Shopify 33 New Montgomery Street San Francisco, CA 94105						\$34,000.00
Sinsure Fortune times building 11 fenghuiyuan Xicheng district, BEjing C hina 100033						\$830,880.00

Debtor **Tomia Beauty Brands LLC**
Name

Case number (if known)

**United States Bankruptcy Court
District of New Jersey**

In re **Tomia Beauty Brands LLC**

Debtor(s)

Case No.
Chapter

11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
ALLEN BURD 25 Sutton Place South, Apt 2B New York, NY 10022	Class B		.11%
AMBASSADOR INVESTMENT MANAGEMENT LLC c/o Bill Gulya 205 Circle Avenue Ridgewood, NJ 07450	CLASS B		.36%
CHARAN ANAND 7 PEARL STREET Glen Cove, NY 11542	CLASS B		.36%
CHARLES GLATTER 200 E 72ND STREET 12 AW New York, NY 10021	CLASS B		.18%
DENIZ BENSASON 38 W 21ST, FLOOR 8 New York, NY 10010	Class B		.87%
DIVESH KAPAH 506 EAST 84TH STREET APT 1 E New York, NY 10028	CLASS B		.11%
EINAT NATKIS	Class B		.36%
JACK BENSASON 38 WEST 21ST STREET, 8TH FLOOR New York, NY 10010	Class A/Class B		50%/43.18%
JO ANN MORANO 16 CAPICA COURT South Amboy, NJ 08879	Class B		.36%
JODI YELLEN 239 E 79TH ST, APT 9F New York, NY 10075	CLASS B		.18%
JORDAN KLEIN 10 W 46TH ST SUITE 7 D New York, NY 10036	CLASS B		.04%

In re: **Tomia Beauty Brands LLC**

Debtor(s)

Case No. _____

LIST OF EQUITY SECURITY HOLDERS

(Continuation Sheet)

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
LESONGEE LLC 38 WEST 21ST STREET 8TH FLOOR New York, NY 10010	Class A/Class B		51.55%/51.55%
LOWELL DANSKER 150 E 69TH ST APT 5 Q New York, NY 10021	CLASS B		.36
MATTHEW BARON 393 WEST END AVE, PH 2A New York, NY 10024	CLASS B		.18%
MICHAEL ATKINS 531 E 88TH ST APT 5 A New York, NY 10128	Class B		.07%
MICHAEL FRONING 137 WOODCREST AVE West Harrison, NY 10604	Class B		.73%
ROBERT SACKETT 1030 WYANDOTTE TRAIL Westfield, NJ 07090	CLASS B		.25%
ROBERT TEITELBAUM 115 E 86TH ST APT 71 New York, NY 10028	Class B		.36%
THE MAXAL GROUP INC c/o Bruce Sturman 825 THIRD AVENUE FLOOR 31 New York, NY 10022	CLASS B		.36%

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **Manager** of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date **August 13, 2023**

Signature **/s/ Jennifer Kapahi**
Jennifer Kapahi

*Penalty for making a false statement of concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both.
18 U.S.C. §§ 152 and 3571.*

List of equity security holders consists of 2 total page(s)

Clearco
1200-33 yonge street
Toronto Ontario Canada m5E1G4

Decathalon
1441 W Ute Blvd Ste 240
Park City, UT 84098

Intercos SPA
via Marconi, 84 20864
agrate brianza MB
Italy

MYC China
1200-33 yonge street
Suzhou industrial park china 21526

Paypal
2211 N 1st Street
San Jose, CA 95131

SBA
409 3rd Street SW
Washington, DC 20416

Shopify
33 New Montgomery Street
San Francisco, CA 94105

Sinsure
Fortune times building
11 fenghuiyuan
Xicheng district, BEjing C hina 100033

**United States Bankruptcy Court
District of New Jersey**

In re **Tomia Beauty Brands LLC**

Debtor(s)

Case No.

Chapter **11**

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Tomia Beauty Brands LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

LESONGEE LLC
38 WEST 21ST STREET 8TH FLOOR
New York, NY 10010

☐ None [*Check if applicable*]

August 13, 2023

Date

/s/ Todd E. Duffy

Todd E. Duffy

Signature of Attorney or Litigant

Counsel for **Tomia Beauty Brands LLC**

DuffyAmedeo LLP

132 West 31st Street

9th Floor

New York, NY 10001

(212) 729-5832

tduffy@duffyamedeo.com